



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

June 10, 1999

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Ms. Sally Anne Kay
610 Sandburg Place
Newark, DE 19702

RE: MUR 4878

Dear Ms. Kay:

On January 29, 1999, the Federal Election Commission received your complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended ("the Act").

After considering the circumstances of this matter, the Commission has determined to exercise its prosecutorial discretion and to take no action against the respondents. See attached narrative. Accordingly, the Commission closed its file in this matter on June 10, 1999. This matter will become part of the public record within 30 days.

The Act allows a complainant to seek judicial review of the Commission's dismissal of this action. See 2 U.S.C. § 437g(a)(8).

Sincerely,

A handwritten signature in black ink, appearing to read "F. Andrew Turley".

F. Andrew Turley
Supervisory Attorney
Central Enforcement Docket

Attachment
Narrative

MUR 4878
WEST VIRGINIA
REPUBLICAN STATE EXECUTIVE COMMITTEE

Sally Anne Kay alleges that West Virginia Republican State Executive Committee loaned \$2,000 to Victory 98 PAC and paid the money directly to a creditor on the PAC's behalf, since she alleges that it had not opened up a bank account or registered with the Secretary of State. She further alleges that the Committee chairman set up a home page on the Internet maintained by two political consultants using Committee funds, which she characterized as "unreported advertising." She next contends that the Committee sent out invitations for a fund-raiser that did not include the usual donor information card requesting the occupation and employer information for a particular fund-raiser. She finally alleges that separate accounts had been set up for the proceeds from this fund-raiser in the name of the West Virginia Republican State Executive Committee that contained signature blocks for the treasurer, Kent Hall, but listed a different mailing address than the state headquarters.

In response, the West Virginia Republican State Executive Committee contends that the complaint failed to allege a specific violation under the FECA, rendering it impossible to address any of the allegations.

This matter is less significant relative to other matters pending before the Commission.